

## In the United States Patent and Trademark Office

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FEB 12 2007

Serial Number: 10/753,421  
Application. Filed: January 9, 2004  
Applicant: Kia Silverbrook  
Application. Title: 3-D Product Printing System with a Foreign Object Incorporation Facility  
Examiner/GAU: Kidest Bahta 2125

Dated February 12, 2007  
At: Balmain, NSW  
Docket No. DAM12US

## REPLY TO NOTICE OF ABANDONMENT PURSUANT TO MPEP 711.03

Commissioner for Patents  
Washington, District of Columbia 20231

Dear Sir:

The Applicant refers to the Notice of Abandonment dated December 20, 2006.

Having checked his records, the Applicant notes that an RCE with the appropriate fee was mailed to the USPTO on July 5, 2006. A further copy of the RCE mailed on July 5, 2006 is enclosed herewith.

According to the PAIR record for this application, an entry was made five days after mailing of the RCE on July 10, 2006. This PAIR entry states: "Workflow - Request for RCE - Begin". It therefore appears that this RCE was received at the USPTO. A printout of this PAIR record is enclosed.

The Applicant submits that an RCE was mailed to the USPTO in good time, and it appears from the PAIR records that this RCE was properly received by the USPTO.

Appln No. 10/753,421  
Reply Dated February 12, 2007  
Reply to Notice of December 20, 2006

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The Applicant therefore requests reconsideration of the holding of abandonment, pursuant to the provisions of MPEP 711.03.

Very respectfully,

Applicant:



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KIA SILVERBROOK

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Facsimile: +61 2 9555 7762

**COPY****Commonwealth Bank**Commonwealth Bank of Australia  
ABN 48 123 124

NOT OVER\*790\*DOLLARS

Branch BALMAIN LANZ NSW

115379975

Date 05 July 2006

On Demand Pay to the Order of COMMISSIONER FOR PATENTS

United States Currency

The sum of SEVEN HUNDRED & NINETY DOLLARS \*\*\*\*\*  
\*\*\*\*\* USD \*\*\*790.00\*\*\*\*\*TO BANK OF AMERICA NA  
NEW YORK, NYFor Commonwealth Bank of Australia  
ABN 48 123 124

0 426 702

For SECURITY FEATURES see reverse of draft

Accountant

Manager

**COPY****10/753,421 3-D product printing system with a foreign object incorporation facility 01-02-2007::22:37:41****Transaction History**

| <b>Date</b> | <b>Transaction Description</b>                                 |
|-------------|--|
| 12-20-2006  | Mail Abandonment for Failure to Respond to Office Action       |
| 12-11-2006  | Abandonment for Failure to Respond to Office Action            |
| 07-10-2006  | Workflow - Request for RCE - Begin                             |
| 06-21-2006  | Mail Advisory Action (PTOL - 303)                              |
| 06-20-2006  | Advisory Action (PTOL-303)                                     |
| 05-25-2006  | Date Forwarded to Examiner                                     |
| 05-21-2006  | Amendment after Final Rejection                                |
| 05-08-2006  | Mail Final Rejection (PTOL - 326)                              |
| 05-03-2006  | Final Rejection  |
| 04-21-2006  | Date Forwarded to Examiner                                     |
| 04-18-2006  | Response after Non-Final Action                                |
| 02-07-2006  | Mail Non-Final Rejection                                       |
| 02-06-2006  | Non-Final Rejection  |
| 11-15-2004  | Information Disclosure Statement considered                    |
| 01-17-2006  | Request for Foreign Priority (Priority Papers May Be Included) |
| 11-15-2004  | Reference capture on IDS                                       |
| 11-15-2004  | Information Disclosure Statement (IDS) Filed                   |
| 08-26-2004  | IFW TSS Processing by Tech Center Complete                     |
| 01-09-2004  | Request for Foreign Priority (Priority Papers May Be Included) |
| 08-26-2004  | Case Docketed to Examiner in GAU                               |
| 07-28-2004  | Transfer Inquiry to GAU  |
| 04-15-2004  | Application Return from OIPE                                   |
| 04-15-2004  | Application Is Now Complete                                    |
| 04-15-2004  | Application Return TO OIPE                                     |
| 04-15-2004  | Application Return from OIPE                                   |
| 04-15-2004  | Application Return TO OIPE                                     |
| 04-15-2004  | Application Dispatched from OIPE                               |
| 04-15-2004  | Application Is Now Complete                                    |
| 03-15-2004  | Cleared by L&R (LARS)  |
| 03-02-2004  | Referred to Level 2 (LARS) by OIPE CSR                         |
| 01-23-2004  | IFW Scan & PACR Auto Security Review                           |
| 01-09-2004  | Initial Exam Team nn   |

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PTO/SB/30 (04-05)

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**Request  
for  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

|                        |                 |
|------------------------|-----------------|
| Application Number     | 10/753421       |
| Filing Date            | 9 January 2004  |
| First Named Inventor   | Kia Silverbrook |
| Art Unit               | 2125            |
| Examiner Name          | Kidest Bahta    |
| Attorney Docket Number | DAM12US         |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ☐ Other \_\_\_\_\_
  - ☐ Enclosed
    - ☐ Amendment/Reply
    - ☐ Affidavit(s)/ Declaration(s)
    - ☐ Information Disclosure Statement (IDS)
    - ☐ Other \_\_\_\_\_
- Miscellaneous**
  - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
  - ☐ Other \_\_\_\_\_
- Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_. I have enclosed a duplicate copy of this sheet.
  - ☐ RCE fee required under 37 CFR 1.17(e)
  - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
  - ☐ Other \_\_\_\_\_
  - ☒ Check in the amount of \$ 790.00 enclosed
  - ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                   |                        |                  |              |
|-------------------|------------------------|------------------|--------------|
| Signature         | <i>Kia Silverbrook</i> | Date             | July 5, 2006 |
| Name (Print/Type) | Kia Silverbrook        | Registration No. |              |

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

|                   |  |      |  |
|-------------------|--|------|--|
| Signature         |  | Date |  |
| Name (Print/Type) |  |      |  |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/21 (09-04)

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|   |                      |                        |         |
|---|----------------------|------------------------|---------|
| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number   | 10/753421              |         |
|   | Filing Date          | 9 January 2004         |         |
|   | First Named Inventor | Kia Silverbrook        |         |
|   | Art Unit             | 2125                   |         |
|   | Examiner Name        | Kidest Bahta           |         |
| Total Number of Pages in This Submission  | 6                    | Attorney Docket Number | DAM12US |

| ENCLOSURES (Check all that apply)   |  |   |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please identify<br>below): |
| Remarks<br>Email: kia.silverbrook@silverbrookresearch.com<br>Telephone: 61-2-9818 6633<br>Facsimile : 61-2-9555 7762  |  |   |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                        |          |  |
|--------------|------------------------|----------|--|
| Firm Name    |                        |          |  |
| Signature    | <i>Kia Silverbrook</i> |          |  |
| Printed name | Kia Silverbrook        |          |  |
| Date         | February 12, 2007      | Reg. No. |  |

## CERTIFICATE OF TRANSMISSION/MAILING

|   |                        |      |                   |
|---|------------------------|------|-------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. |                        |      |                   |
| Signature   | <i>Kia Silverbrook</i> |      |                   |
| Typed or printed name   | Kia Silverbrook        | Date | February 12, 2007 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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